



04-30-02

3731

April 29, 2002

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Docket No. 032405-042

Commissioner For Patents
Washington, D.C. 20231

Re: Applicant(s): Vargas, Jaime, et. al.
Assignee: Vascular Innovations, Inc.
Title: Incision Tensioning System and Method for Using the Same
Serial No.: 09/764,218
Examiner: Not yet assigned
Docket No.: 032405-042
Filed: January 16, 2001
Group Art Unit: 3731

Dear Sir:

Transmitted herewith are the following documents in the above-identified application:

- (1) Return Receipt Postcard;
- (2) This Transmittal Letter;
- (3) Explanation of Relevance of Non-English Language Reference;
- (4) English-language abstract of DE 19732234; and
- (5) U.S. Pat. No. 4,076,162.

- ☒ No additional fee is required.
- ☒ Conditional Petition for Extension of Time: If an extension of time is required for timely filing of the enclosed document(s) after all papers filed with this transmittal have been considered, an extension of time is hereby requested.
- ☐ Please charge our Deposit Account No. 502108 in the amount of \$ 0.00
- ☒ Please charge any additional fees required and credit any overpayment to our Deposit Account No. 502108.
- Total:** \$ 0.00

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to: Box Amendment, Commissioner For Patents, Washington, D.C. 20231, on April 29, 2002.

Attorney for Applicant(s)

April 29, 2002
Date of Signature

EXPRESS MAIL NO. EV060921770US

Respectfully submitted,

Brian A. Schar
Attorney for Applicant(s)
Reg. No. 45,076



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Vargas, Jaime; et. al.
Assignee: Vascular Innovations, Inc.
Title: Incision Tensioning System and Method for Using the Same
Serial No.: 09/764,218 Filing Date: January 16, 2002
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Menlo Park, California
April 29, 2002

COMMISSIONER FOR PATENTS
Washington, D. C. 20231

**EXPLANATION OF RELEVANCE
OF NON-ENGLISH LANGUAGE REFERENCE**

On April 27, 2002, Applicants' attorney reviewed the application file, which had previously handled by an outside law firm, and noticed that two foreign-language references, were submitted on August 28, 2001: 2316910 (France) and DE 19732234 (Germany). Enclosed is an English language abstract of DE 19732234, and U.S. Pat. No. 4,076,162, which is the U.S. counterpart of 2316910 (France). These English language documents are provided in order to concisely explain the relevance of the foreign-language references under MPEP 609 and 37 CFR 1.98(a)(3)(i).

Please contact the undersigned if there are any questions.

Respectfully submitted,

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Chief Patent Counsel
Cardica, Inc.